

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

J.B.D.L. Corp. d/b/a BECKETT APOTHECARY, et al.)	Civil Action No. C-1-01-704
)	
Plaintiffs,)	Judge Sandra S. Beckwith
)	Magistrate Judge Timothy S. Hogan
v.)	
)	
WYETH-AYERST LABORATORIES, INC., et al.)	
)	
Defendants.)	

AGREED MODIFIED CALENDAR ORDER

Pursuant to the agreement of the parties, the Calendar Order dated November 18, 2003 (Doc. #73) is modified as follows:

1. Merits Discovery: shall conclude on **April 23, 2004**; absent agreement or order of the Court, no further document requests, interrogatories or requests to admit shall be served and each side remains limited to a total of 15 depositions (excluding experts);
2. Plaintiffs shall serve their expert reports and all information, including in electronic form any databases or models, relied upon: for receipt on or before 5:00 p.m. on **April 23, 2004** via hand delivery or overnight mail;
3. Defendants will depose Plaintiffs' experts: on or before **May 24, 2004**;
4. Defendants shall serve their expert reports and all information, including in electronic form any databases or models, relied upon: for receipt on or before 5:00 p.m. on **July 8, 2004** via hand delivery or overnight mail;
5. Plaintiffs shall depose Defendants' experts: on or before **August 9, 2004**;
6. Plaintiffs shall serve any rebuttal expert reports and all information, including in electronic form any databases or models, relied upon: for receipt on or before 5:00 p.m. on **August 31, 2004** via hand delivery or overnight mail;
7. Defendants shall depose Plaintiffs' rebuttal experts: on or before **September 14, 2004**;
8. Dispositive motions filed and served upon Plaintiffs' co-lead counsel by the

Court's electronic filing system (ECF) or by hand delivery or by overnight mail for receipt no later than 5pm on: **October 21, 2004;**

a. Opposition filed and served upon defense counsel by ECF or by hand delivery or by overnight mail for receipt no later than 5pm on: **November 23, 2004;**

b. Reply filed and served upon Plaintiffs' co-lead counsel by ECF or by hand delivery or by overnight mail for receipt no later than 5pm on: **December 16, 2004;**

9. Final pretrial Conference: to be set by the Court in **February 2005** or such other date as may be set by the Court.

10. Trial: **March 2005** or such other date as may be set by the Court.

Date: 3/22/2004

s/Timothy S. Hogan
Timothy S. Hogan
United States Magistrate Judge

Agreed:

s/Theresa L. Groh

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